

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR**

**TUESDAY, THE 5TH JUNE 2007 / 15TH JYAISHTA 1929**

**OP.No. 6835 of 2000(L)**  
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**PETITIONERS:**  
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1. **P.R.ANITHA, AGED 28, D/O. PEETHAMABARAN,  
ANITHA BHAVAN, T.C. 3/806, MUTTADA P.O.,  
THIRUVANANTHAPURAM.**
2. **S. VALASLAKUMARI AMMA,  
KALLARAVILA PUTHENVEEDU, T.C. 18/46,  
THELIBHAGOM, THIRUMALA P.O., THIRUVANANTHAPURAM.**
3. **O.GEETHARANI, U.P.I/367, R.C. PARK, CHERUVAKKAL,  
SREEKARIYAM P.O., THIRUVANANTHAPURAM.**
4. **SREEKUMARI AMMA, T.C. 29/892,  
PALKULANGARA, THIRUVANANTHAPURAM.**
5. **N.ARAVINDAKSHAN, KUNCHU VEEDU,  
KANNAMMOOLA, THIRUVANANTHAPURAM.**
6. **C.SREENIVASAN,  
S.S. NIVAS, EDAVILAKOM, MURUKKUMPUZHA P.O.,  
THIRUVANANTHAPURAM.**
7. **K.SURENDRAN, S/O/ KUTTAPPAN ACHARY,  
ANOOP NIVAS, NJANDOORKONAM,  
CHEMPAZHANTHY P.O.,  
THIRUVANANTHAPURAM.**
8. **CHANDRASEKHARAN NAIR,  
KARTHIKA, J/54, T.C. 3/1837,  
JYOTHI NAGAR, KESAVADASAPURAM,  
THIRUVANANTHAPURAM.**
9. **L. SOBHANA,  
P.F. QUARTERS-45 , PATTOM,  
THIRUVANANTHAPURAM.**
10. **S.K.VASANTHAKUMARI,  
THUNDUVILA VEEU, MAVARTHALAKKONAM,  
MEDICAL COLLEGE, P.O., THIRUVANANTHAPURAM.**

**BY ADV. SRI.P.PUSHPARAJAN  
SMT.C.S.SREELATHA**

**OP. NO.6835/2000**

**RESPONDENTS:**

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1. THE STATE OF KERALA, RP.BY THE SECRETARY,  
HEALTH AND FAMILY WELFARE DEPARTMENT,  
SECRETARIAT, THIRUVANANTHAPURAM.
2. THE DIRECTOR OF HEALTH SERVICES,  
THIRUVANANTHAPURAM.
3. THE THIRUVANANTHAPURAM MEDICAL COLLEGE HOSPITAL,  
DEVELOPMENT SOCIETY, REP.BY ITS  
CHAIRMAN, THE DISTRICT COLLECTOR  
THIRUVANANTHAPURAM.
4. THE THIRUVANANTHAPURAM MEDICAL COLLEGE  
HOSPITALS DEVELOPMENT SOCIETY, REP.BY ITS  
SECRETARY AND SUPERINTENDENT MEDICAL COLLEGE,  
THIRUVANANTHAPURAM.

**BY ADV. SRI.AUGUSTINE JOSEPH  
SRI.C.V.SHAJU**

**BY GOVERNMENT PLEADER SRI.P.NANDAKUMAR**

**THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD  
ON 05/06/2007, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**ORDER ON CMP. NO.11435//2000 IN OP. NO.6835/2000**

**DISMISSED**

**05.06.2007**

**SD/- K.BALAKRISHNAN NAIR, JUDGE**

**APPENDIX**

**PETITIONER'S EXHIBITS**

**EXT.P1:- COPY OF THE COMMUNICATION ISSUED IN THE FOREST DEPARTMENT BY ITS PRINCIPAL SECRETARY NO.1742/F1/97/FOREST DT. 31.1.1997.**

**EXT.P2(a):- COPY OF THE CERTIFICATE ISSUED TO THE 1ST PETITIONER FROM THE THIRUVANANTHAPURAM MEDICAL COLLEGE HOSPITALS DEVELOPMENT SOCIETY DT. 18.8.98.**

**EXT.P2(b):- COPY OF THE OFFICE ORDER DT. 24.11.96 ISSUED TO THE 6TH PETITIONER BY THE CHIEF SECURITY OFFICER, MEDICAL COLLEGE, THIRUVANANTHAPURAM.**

**EXT.P3:- COPY OF THE LETTER NO.KR/TM/EO-III ENF. 1(2) 98 DT. 10.2.98.**

**EXT.P4:- COPY OF THE COMMUNICATION NO.3160-ADV.C/199/P&ARD DT. 16.8.99 ISSUED BY THE 1ST RESPONDENT.**

**EXT.P5:- COPY OF THE ORDER DT. 5.8.99 IN CMP. NO.5060/99 IN OP. 21099/98.**

**EXT.P6:- COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONERS BEFORE THE HONOURABLE CHIEF MINISTER OF KERALA.**

**EXT.P7:- COPY OF THE JUDGMENT IN OP. 30245/99 BY THIS HONOURABLE COURT.**

**/TRUE COPY/**

**tss**

**K.BALAKRISHNAN NAIR,J.**

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OP NO.6835 OF 2000-L  
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Judgment

The petitioners are employees working under the Hospital Development Committee, attached to the Medical College Hospital, Thiruvananthapuram. This OP is filed by them, praying for a direction to the respondents, not to terminate them. They also claim absorption in Government service.

2. The employees of the Hospital Development Committees, do not have any right for regularisation in Government service. Their retention in service/termination will depend upon the service conditions framed and made applicable to the employees of the Hospital Development Committees. If their services are terminated against the Rules applicable to Hospital Development Committees, the petitioners can take up the matter before the appropriate authorities. Subject to that right, the OP is closed.

05.06.2007

**K.BALAKRISHNAN NAIR,JUDGE**

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